

REVISED
DRAFT 1/31/18 – SUBJECT TO CHANGE
For Review and Adoption by the Council at the ~~January 25~~February 22, 2018
Meeting

DELTA STEWARDSHIP COUNCIL
Thursday January 25, 2018
Tsakopoulos Library Galleria
828 I Street
Sacramento, CA 95814

MEETING SUMMARY

1. Welcome and Introductions

The meeting was called to order at 9:05 a.m., Jan. 25, 2018, by Chair Randy Fiorini.

2. Roll Call – Establish a Quorum (Water Code §85210.5)

Roll call was taken and a quorum was established. The following members were present: Randy Fiorini, Skip Thomson, Susan Tatayon, Mike Gatto, Ken Weinberg, and Pat Johnston. Frank Damrell was absent.

3. Closed Executive Session – (Not open to the public) (Action Item)

The Council may discuss litigation matters pursuant to Government Code §11126 (e)(2)(A), (e)(2)(B)(i), and/or (e)(2)(C)(i), including: (a) Delta Stewardship Council Cases, Coordinated Proceeding JCCP No. 4758, and (b) Bracewell Engineering Inc., et al., v. Delta Stewardship Council, et al., Sacramento County Superior Ct. No. 34-2015-80002178.

The Closed Session (Litigation) convened at 9:07 a.m. and adjourned at 9:45 a.m., with Chair Randy Fiorini presiding.

4. Reconvene Open Session

Upon adjournment of the Closed Session, the Council reconvened in Open Session at 9:55 a.m.; Chair Fiorini said he had nothing to report from the Closed Session.

5. Adoption of the December 14, 2017 Meeting Summary (Action Item)

Chair Fiorini asked if there were any questions, suggestions, or comments from the Council or public regarding the Dec. 14, 2017 meeting summary; there were none. The Dec. 14 meeting summary can be found here: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-5-dec-14-2017-meeting-summary>.

Motion: (Offered by Tatayon, seconded by Gatto) to approve the Dec. 14, 2017 meeting summary.

Vote: (6/0: Johnston, Weinberg, Gatto, Fiorini, Tatayon, Thomson) and the motion was adopted.

The video showing this motion and vote can be found on the linked agenda: <http://cal-span.org/unipage/?site=cal-span&owner=DSC&date=2018-01-25>, 00:02:25.

6. Chair's Report (Information Item)

Chair Fiorini introduced the Council's Executive Fellow Seth Yund.

7. Executive Officer's Report (Information Item)

Chief Deputy Executive Officer Jessica Law reviewed the comment letters Council staff sent during the past month: 1) Letter to the California Department of Fish and Wildlife regarding the proposed Yolo Bypass Area Habitat and Drainage Improvement Project, http://deltacouncil.ca.gov/sites/default/files/2018/01/18-0104_CDFW_DU_Yolo_Comment.pdf; 2) Letter to Reclamation District No. 2028 regarding Certificate of Consistency, Bacon Island Levee Rehabilitation Project, http://deltacouncil.ca.gov/sites/default/files/2018/01/18-0108_Letter_to_RD_2028_re_certification_of_consistency.pdf; 3) Letter to the Sites Project Authority regarding Sites Reservoir EIR/EIS, http://deltacouncil.ca.gov/sites/default/files/2018/01/18-0116%20Comment%20Letter%20from%20Cassandra%20Enos%20re%20Sites%20Reservoir%20EIR_EIS.pdf; and 4) Letter to the Contra Costa Water District regarding the Draft Supplement to the Final Environmental Impact Statement/Environmental Impact Report for the Second Expansion of Los Vaqueros Reservoir, http://deltacouncil.ca.gov/sites/default/files/2018/01/Los%20Vaqueros%20EIR_EIS%20CCWD_2018-1-19.pdf.

Ms. Law announced that Senior Environmental Planner Kate Anderson would be participating in the Water Education Foundation's annual Water Leaders program. Water Leader alums from the Council include Jessica Pearson, Andrew Tauriainen, Lindsay Correa, Amanda Bohl, and Megan Brooks.

Ms. Law thanked Sea Grant fellows Tricia Lee, Heidi Williams, Eva Bush, and Catherine Courtier for their contributions over the past year and noted that new Sea Grant fellows would be joining the Council in the coming months.

Ms. Law welcomed Jessica O'Connor back to the Council as the Staff Services Manager for contracts and business services.

7a. Legal Update

Chief Counsel Bethany Pane introduced Andrew Tauriainen to provide a legal update. The legal update can be found at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-7a-legal-update>.

7b. Legislative Update

Ryan Stanbra provided a Legislative Update, which can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-7b-legislative-update>.

7c. Quarterly Contract Update

The quarterly contract update can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-7c-quarterly-contract-update>.

7d. Ecosystem Amendment Update

Ms. Law reported that since last month, staff has started exploring changes to the Delta Plan's ecosystem chapter (Chapter 4) and has continued to meet with stakeholders. An interagency committee has been informed and has met twice, most recently on January 17. There will be an open house regarding the amendment on February 22, following the February Council meeting. A more in-depth update will be provided at the February Council meeting. A memo updating the Council can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-7d-ecosystem-amendment-update-memo>.

Vice Chair Tatayon noted how hard staff is working on developing the amendment. Member Thomson complimented Council staff Terri Gaines and Ron Melcer on their recent presentation to the Delta Protection Commission.

7e. Approval of Contract Amendment with Glosten, Inc. (Action Item)

Ms. Law requested authority to amend a contract to provide an additional \$25,000 to Glosten, Inc. to 1) address peer review panel recommendations supporting efforts to eliminate ballast water introductions of invasive species; and 2) extend the contract by 6 months.

Motion: (Offered by Gatto, seconded by Johnston) to amend the contract.

Vote: (6/0: Johnston, Weinberg, Gatto, Fiorini, Tatayon, Thomson) and the motion was adopted.

The staff report for this item can be found here: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-7e-approval-contract-amendment-glosten-inc>.

The video showing this motion and vote can be found on the linked agenda: <http://cal-span.org/unipage/?site=cal-span&owner=DSC&date=2018-01-25>, 00:24:00.

Chair Fiorini asked if there were any members of the public who wished to comment on the executive officer's report; there were none.

8. Lead Scientist's Report (Information Item)

Chair Fiorini invited Dr. John Callaway to present the Lead Scientist's Report. The report covered a number of collaborative and science communication activities; it is available on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-8-lead-scientists-report>.

Dr. Callaway mentioned the four new SeaGrant Fellows who will be joining the Council in February and March.

Member Weinberg asked why the low base flow was followed by heavy pulses. Dr. Callaway suggested that this was to explore the use of more natural flow patterns and to manage flows for multiple benefits. Regarding the water usage based on drought media attention. Member Weinberg agreed that the public pays attention and that there's a correlation between water usage and drought info out in the public.

Member Thomson thanked Dr. Callaway for the open and transparent approach the Delta Science Program is taking in updating the Delta Science Plan.

Vice Chair Tatayon asked if managed relocation facilitates permitting. Dr. Callaway didn't know, but would get back to Vice Chair Tatayon.

After Dr. Callaway concluded his report, he invited Catherine Courtier to present her last *By the Numbers* summary. *By the Numbers* is posted on the Council's website at <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-8-attachment-1-numbers>.

Chair Fiorini asked if there were any members of the public who wished to speak; there were none.

9. Interagency Ecological Program Overview and Update (Information Item)

Interagency Ecological Program (IEP) Lead Scientist Dr. Steven Culberson presented an overview of the IEP. The staff report for this item can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-9-interagency-ecological-program-overview-and>. The presentation for this agenda item can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-9-presentation>.

Vice Chair Tatayon asked if this is a place where it could be asked if more functional flows are making a difference and how? Dr. Culberson responded that yes, as long as it's within the confines of the biological opinions, also noting that these agencies, when studying flows, look at timing as well. This information informs the next set of actions for water operations. Dr. Culberson noted that the data is collected weekly to help with decisions.

Member Weinberg inquired about the interplay between the IEP and the Delta Science Program. Dr. Culberson responded that the Delta Science Program has a broader mandate beyond monitoring to provide a broad umbrella for science. IEP primarily focuses on monitoring and coordinates closely with the Delta Science Program. Deputy Director for Science Dr. Rainer Hoenicke joined Dr. Culberson to further explain the differences between the IEP and the Delta Science Program and how the two programs work together.

Mr. Johnston asked a series of questions regarding how the information collected gets to decision-makers to help them use the data. Chair Fiorini noted that how all of these entities work together leads to better science and asked how these multiple activities integrate to improve conditions. Chair Fiorini also suggested that perhaps staff should develop a panel presentation on these topics for a future Council meeting.

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

Chair Fiorini recessed the meeting for lunch at 11:50 a.m. The meeting reconvened at 12:40 p.m.

10. 2017 Year-in-Review (Information Item)

Ms. Law invited Dr. Hoenicke and Program Manager Terri Gaines to help discuss the 2017 Year-in-Review. The staff report for this agenda item can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-10-2017-year-review-staff-report>. Attachment 1 outlining progress made on specific 2017 objectives can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-10-2017-year-review-attachment-1>. The 2017 Annual Report can be found here: <http://deltacouncil.ca.gov/docs/2017-annual-report>.

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

11. 2018 Priorities (Information Item)

Ms. Law provided the Council with an overview of the 2018 priorities. The staff report for this item can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-11-2018-priorities-staff-report>. Attachment 1, depicting the 2018 priorities, can be found on the Council's website: <http://deltacouncil.ca.gov/docs/delta-stewardship-council-jan-25-2018-agenda-item-11-2018-priorities-attachment-1>.

Mr. Weinberg noted that the 2018 priorities are very ambitious, and encouraged staff to consider what will actually be accomplished and finalized this year versus projects that will be longer-term. Mr. Weinberg asked what the Council can do to help focus these

efforts. Ms. Law offered to bring a schedule back to the Council, outlining when certain initiatives will be undertaken.

Chair Fiorini asked if there were any members of the public who wished to comment on this item; there were none.

12. Public Comment

Chair Fiorini asked if there were any members of the public who wished to comment; there were none.

13. Preparation for Next Council Meeting – Discuss (a) expected agenda items; (b) new work assignments for staff; (c) requests of other agencies; (d) other requests from Council members; and (e) confirm next meeting date.

The meeting adjourned at 1:30 p.m.